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February 16, 2005

**VIA FACSIMILE**  
**EXPEDITED PROCEDURE**

To: Examiner Joseph A. Fischetti  
Group Art Unit 3627  
U. S. P. T. O.

Facsimile No. 703-872-9306

From: Phillip E. Miller

Facsimile No. 703-761-2375

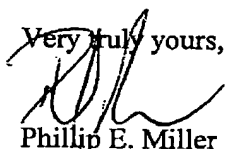
Re: Filing of Amendment  
U. S. Patent Application Ser. No. 09/916,679  
Our Ref: YOR.234

Dear Examiner Fischetti:

Enclosed please find an Amendment in this Application which is in response to the Office Action dated November 16, 2004, and which should place the Application in condition for allowance.

Thank you in advance for your kind consideration of this case.

Very truly yours,

  
Phillip E. Miller

PEM/lmb  
Enclosure

FEB 16 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Stephen J. Boies, et al.

Serial No.: 09/916,679

Group Art Unit: 3627

Filed: July 30, 2001

Examiner: Joseph A. Fischetti

For: SYSTEM AND METHOD FOR BUYING AND SELLING MERCHANDISE

Honorable Commissioner of Patents  
Alexandria, VA 22313-1450

AMENDMENT UNDER 37 C.F.R. §1.111

Sir:

In response to the Office Action dated November 16, 2004, please amend the above-identified application as follows: